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PRICE ONE CENT.

NEW YORK, MONDAY, MAY 7, 1894.

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Circulation of THE WORLD Over 3,000,000 a WEEK.

IVES POOL BILL KNOCKED OUT.

Judge Pryor Decides that Betting at the Race Track Is Unconstitutional.

MEANS MUCH TO THE TURF.

Opinion Handed Down in the Case of Bookmaker "Bob" Irving Against Britton.

State of New York."

Robert G. Irving, a bookmaker, brought an action against Joseph A. Britton to recover on a note which had been given by the latter for a bet on s horse race.

The action came to trial in the City Court, where Irving secured a judgment At t was appealed by Britton to the Gen-Mr. ral term of City Court, where the judgimpent was affirmed.

Britton, through his counsel, Howe & e flummel, them appealed to the General - Term of the Court of Common Pleas, which reversed the judgment as stated and granted Britton the costs of the ac-

horse race is a lottery within the inter-dict of the Constitution.

"Bookmaking on a horse race is still the fight. illegal, by the provision of the Revised Statutes, which makes unlawful all wagers, bets or stakes on any race or any unknown or contingent event what

The decision states further: The decision of the learned trial Judge upon the legality of pool-selling appears to have been affected by the that the Ives Pool termines it to be 'in the line of public welfare.' And yet that very act de-nounces pool-selling at any other place or time than on a race-course and on race day, as a felony, and punishes it by confinement in a State prison. the same thing can be a legal and laudable pastime at Sheepshead Bay on a race day and still be an infamous offense at all other times and at all other places, we own our inability to understand. The Legislature may be criticised for inconsistency, but is not amenable to the malediction im-

Attorney street: Julius Jacobson, thirty two-year-old child named Pella, from 40 East One Hundred and Fourteenth

Labor Riot in Vienna.

rious rioting here to-day, when some of him, so he went out for a stroll in bled about the Burger Platz and tried to prevent the laborers who were at work ance from staring pelestrians, for prob-from continuing their occupation. The ably not a soul recognized the short and decidedly stout little man with a gray police charged the rioters, and several men were wounded and seven arrests

Michael McCoy, forty-five years old, of 153 East Twenty-third atreet, was found dead, sitting in the doorway of 382 First avenue, about 3 o'clock

Mrs. Gillespie Dead.

Mrs. Margaret Gillespie, the scrubwoman who had her skull crushed by an slevator in the Post-Office building last Wednesday, died in the Chambers Street Hospital this morning. Mrs. Gillespie was a widow thirty-five years old. She leaves four little children.

TROLLEY HAS MANHATTAN. STILL STUCK IN MUD. COXEY AS A WITNESS.

West 135th Street.

Soon to Run Regular Trips.

The first trolley car, with several of ficials on board, was run over the West Another Effort to Be Made to Get Commonweal Leaders' Defense Lies One Hundred and Thirty-fifth street branch of the Union Railway, at 4.30 o'clock this morning.

President E. A. Maher, Supt. James Carrigan and Electrician Frank Wardlaw, were on board of the car that made the trial trip. President Maher said this morning

that the test was entirely satisfactory. and cars will be run hereafter at regu-The Trolley Company has not yet

dred and Thirty-eighth street, and the natrons of the west side trolley will the heaving tackle, the deep water.

The two tides which have eighed since the two tides which have eighed the trolley will the two tides which have eighed the two tides which h

The fare from One Hundred and Twen-ty-ninth street and Third avenue it Mount Vernon will be 10 cents, and to New Rochelle 15.

hands of the police of having stabbed and killed Nordo Moileo, an Italian organ-grinder, yesterday afternoon in the yard of 165 Hester street, was taken to Police Headquarters this morning and questioned by inspector McLaughlin. The famous third degree was applied, but he would not acknowledge his guilt. He simply refused to say anything about the fight.

At the office of the Pilot Commissioners was taked that the report of Pilot Keely, who was in charge of the steamer La Champagne when she run ashore, had not been received. Secretary Nash said that the report was not expected at the office until after the steamer had been floated. One of the rules of the Pilot Commissioners makes it compulsivy for a pilot to enter his report at the office of the Commissioners within twenty-four hours after his arrival in port when a



is not amenable to the malediction imprecated upon 'them that call evil good.'"

You Read The Evening World!
Do You Read The Sunday World!

After all the Central Office detectives had a good look at him, he was taken with the five witnesses to the Tombs Police Court, where Police Justice Taintor remanded him to await the action of the Coroner.

Treano, Molico and some other Italians were playing "More" yestering afternoon when a quarrel arose. Molico had only a pocket knife and Treano was arrested in a room on the find stilled.

According to the witnesses Treano to be suffering with the disease, to North Brother Island.

James McEvoy, twenty-six pears old, of 13 Park Row, was removed from Bellevue Hospital. The others were Meyer Jacob, twenty years old, of 32 Attorney street; Julius Jacobson, thirty-four years old, of 14 Monynes street and a standard the court of the coroner.

This spasm of virtue was the restint of a resolution passed by the luquor Dealers' Association on Friday to accede to the law and close their places. The very thirst were forced to obtain their drinks out of town or stock up on the previous Saturday. It was the drys Sunday in twenty years.

WASHINGTON May 7.—A phase of the industrial unrest throughout the country, as shown by the Coxy move ment, is likely to be presented to Congress on Avednesday by the House Committee an Labor, in which McGann, of Illinois, is the chairman. Mr. McGann has framed a joint resolution proposing the provious Saturday. It was the drys Sunday in twenty years of the previous Saturday. It was the drys sunday in twenty years of the previous Saturday. It was the drys Sunday in twenty years of the provious Saturday. It was the drys Sunday in twenty

the Avenue. Ex-President Benjamin Harrison had Passed in the House Under Suspenrather a lonely time at the Fifth Avenue Hotel this morning. He waited VIENNA, May 7.—There was some senearly two hours in his room after striking builders' laborers assem- Madison Square and up the avenue. He was perfectly secure from annoy-

decidedly stout little man with a gray beard.

He returned to the hotel after half an hour's stroll and found that Chairman William Brookfield had called in his absence, but could not walt for the chance of seeing him on his return "Jake" Patterson was lounging in the corridors when the ex-President came in from his walk, and eyed the little man with some curiosity. When asked if he intended to call on Mr. Harrison he replied: "Now; that isn't what I came here for."

nd close at sundown. The retiring trustees are You Read The Evening World!

Do You Read The Sunday World?

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Do You Read The Sunday World?

Car Makes Its Initial Trip on Seven Tugs Fail to Move La In a New Spring Suit He Tells of

Champagne This Morning.

Steamship's Cargo.

Her Off This Evening.

FORT HAMILTON, N. Y. May 7. Seven tugs pulling for half an hour had its inning, to-day, in the Police this morning at the stern of the French Court, where the heaving tackle, they didn't help any he

have to be transferred at this crossing as well as at one Hundred and Thirtyeighth street and Third avenue. At
the latter place, passengers will be
transferred to and from the main
line.

The two tides which have ebbed since
remember but one similar occurrence in
history, the attorney said, and thereup in
the steamhip to settle still deeper
transferred to and from the main
line.

be completed by about June 1, Mr. Maher sald, and to New Rochelle by about August.

The fare from One Hundred and Twenty-ninth, street and Third avenue it Mount Vernon will be 10 cents, and to New Rochelle 15.

TREANO WILL NOT TALK.

Neither Admits Nor Denies that He Killed Molico.

Angelo Treano, the Italian laborer who is accused by five witnesses now in the hands of the police of having stabbed

hether one would be made. PORT JERVIS THIRSTY.

Yesterday Was the Dryest Sunday in Twenty Years.

PORT JERVIS, N. Y., May 7.-As a result of the Rev. Mr. Vennema's charges concerning the Sunday liquor traffic, the back and side doors of hotels and saloons were tightly closed yester-day, and the day was a very dry one for Port Jervis.

This spasm of virtue was the re-sult of a resolution passed by the Liquor

our years old, of 14 Monroe street, and a No Callers Come, So He Strolls on NEW JERSEY BRIDGE BILL.

the Peacefulness of His Army.

Branch of Croker's "Huckleberry" Lighters Are at Work Removing the Says Not a Chicken's Feather Can Ec Traced to His Camp.

in Blaming the Police.

liner La Champagne, which lies stock Commonweal, Coxey, Browne and Jones, in the mud oposite Fort Hamilton, falled are on trial for their May Day demon-to move the big steamship an inch. stration at the Capitel. Young Attorney Even when the two hig hawsers at-tached to the kedge anchors, which made the opining statement for the dehave a good hold on the bottom 5(8) fense. There was no denial or defease laid its tracks across the New York yards channelward, were geared on to for what the commonwealers had done began. The defense would consist it the lawfulness of their actions. He could

APPEAL TO BE TAKEN AT ONCE.

In terminus on West One Hundred and Form the same and from the bead of mud. She lies at least four feet lower than she did yesterday morning.

No Interference with the Spring Meeting at the Gravesend Track Likely.

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The General Term of the Court of Common Pleas to-day rendered a decision declaring the Ives Pool bill, in so far as it purports to authorize pool-selling on race tracks, unconstitutional. The opinion is written by Julge Pryor and is in part as follows:

"The Ives Pool bill, in so far as it purports to authorize pool-selling on race tracks, is void for repugnancy to the prohibition of lotteries in section 16, article 1, of the Constitution of the State of New York."

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The Ives Poo

was no use, and after thirty minutes of useless effort, the lines were cast off and the tugs started cityward to wait for the next high tide this evening.

Two more lighters were set to work getting the cargo out of the hold, and by noon many hundred tons had been transferred to the lighters' decks.

La, Champagne's bow is less than 100 had l'nited States Government Engineer's office. There is only about five feet of water under her stem at low water. Several hundred people stood along the road opposite Fort Hamilton all the morning, gazing at the unusual sight of a big ocean liner lying almost on shore. Some of the natives shake their heads and say that La Champagne's bottom won't be so smooth as formerly when she gets off. They are they say, some pointed stones lying in the mud and sand just where the steams ship rests.

At the office of the Pilot Commissioners tails morning it was stated that the report of Pilot Keely, who was in charge of the steamer La Champagne when she ran ashore, had not been received. Socretary Nash said that the report was not expected at the office until after the steamer had been defense would call that the received the defense would call citizens who had witnessed the occurrence. Mr. Hyman sail. From his some reach, Mr. Hyman sail. From his some was titezed that the defense would call citizens who had witnessed the occurrence. Mr. Hyman sail. From his some react that the defense would call citizens who had witnessed the occurrence. Mr. Hyman sail. From his some react, Mr. Hyman sail. From his some was titezed to be proved.

Instead of police the defense would had witnessed the occurrence. Mr. Hyman sail. From his some react, Mr. Hyman sail. From his some was discussive stratement it was gathered that the proved. The wast discussive stratement it was gathered that the report of Pilot Keely. Who was in the first was tasted that the report of Pilot Keely. Who was in the first was tasted that the report of Pilot Keely who was in the first was tasted that the report was not expected at

report is sent in, are the agency of the policy of the property of the law. The problem are not the law. The problem are not the law. The problem are not the law. The problem are the agency of the law. When the law was the reply one of the persons in the crowd on the grass was Senator Allen, according to the winess. Witness number two was a colored would be made or made.

Abraham L. Saltzstein, who has been



It Is a Sad Duty, but Father Knickerbocker Will Not Flinch.

green letters, and read: "Fittsburg and Allegheny, More money; less misery; good roads; no interest on bonds."

MOVING ON PLAINFIELD.

Fitzgerald's "Army" Leaves Ellzabeth with Two Recruits. ELIZABETH, N. J. Mny 7.-Gen.

Fitzgerald and his industrial "army" resumed their march to Washington this morning. They were housed and fed by the Socialists during their sojourn in this city and behavel themselves well. They had to do this, for Chief Tenney was determined to stand no nonsense The "army" rested comfortably in a

hired for the occasion by the Socialistic Labor party. The industrials picked up a couple of recruits while in this city, being unable to proceed to Washington

stepped out briskly. People lined the the new recruits.
The "army"

the law, "was the reply One of the persons in the crowd on the grass was Senator Allen, according to the witness."

Witness number two was a colored man named Samuel L. Ferry, who, when asked his business, explained, "I am one of the army of the unemployed just now." Full the beginning of the Democratic administration he had been employed in the Treasury. He had followed the procession, had kept by Coxey and could swear that the General did not touch the grass. He also had seen the police drive the people onto the grass.

Abraham L. Saltzstein who had the procession who had the procession and the police drive the people onto the grass. another boy, was found late in the af-ternoon by his father in Bellmont ave-nue, while on his way home, after ba-ing absent all day.

(By Associated Press.) through SPOKANE, Wash., May 7.—The first 810.

Abraham L. Saltzstein, who has been in America fourteen years and conducts a jewelry and real-estate business, described the movements of tien. Coxey exactly as they had been outlined by Lieut. Kelley of the police force.

Dr. Henderson, a young physician, described Coxey's movements. The witness himself had rushed upon the grass and saw five mounted yolles charge among the people over the wall. Police men were clubbing citizens right and left.

Representative Pence suggested that the jury should go to the grounds, but the District-Atorney objected in the interest of saving time. Then Gen. Coxey himself, in his gray Spring suit, with creased frousers, walked into the witness stand. He gave his residence as a stone quarry, manufacture sand for steel works and run a stock form. I am now engaged in lobbying for the unemployed people."

"What is the object of your visit to washington?"

"To pelition Congress to pays two laws to give work to the unemployed on public improvements."

The General classed a hunch of decu-

What is the object of your veil to find the chairman. We have man for the control of the second process.

What is the children will be appeared to the committee of the improvements of a committee of the improvements.

It was appointed to a committee of the improvements of the committee of the improvements of the committee of the improvements.

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of Coxey's army camped near here. The men, who number over 400, will be paid \$1.50 per day.

(By Associated Press.) STAMFORD, Conn., May 7 .- Sixty ommonwealers, comprising Sweetland's army, marched into this sweetlands army, marched into this city yesterlay. The Coxeyites had tramped from Norwalk in the driving rain storm. They were taken to the hall of the Populists and provided with a lunch of crackers and cheese. There was a public meeting at which Sweetland made an address. The Commonwealers will resume their journey to-day and event to result New Yest.

Sweetland's "Army" at Stamford

day, and expect to reach New York by Friday. Industrints Divide Into Bands.

(By tennelated Prost) PORTLAND, Ore., May 7.-The Portin a body, has adopted the expedient of panied by very high seas. One of the traveiling in small bands. Two divisions of fifty each have already boarded Union Pacific freight trains and are traveiling eastward. They are now camped at The Dalles, and are being fed by the residents of that place.

K. of L. Asked to Ald Kelly.

Judge Martine Will Rest.

Fitzgerald, who has been ill for some

Big Seas Board the Amalfi and an drawal. Iceberg Is Sighted

Steumer American Reaches Port with responsibility that rests on me. Propeller Blade Gone.

The German steamer Amain arrived here from Hamburg this morning and Capt. Kraeft reports an eventful voyage. She left Hamburg on April 19, and had 194 eteerage passengers aboard. On April 23 and 24 a heavy southeast gale was encountered. It was accombig waves that boarded the Amalfi

smashed port lifeboat No. 4. Another heavy sea threw Emile Os-Another heavy sea threw Emile Os-muller, a steerage passenger, against a rail amplishing and broke his leg. After mine, to attend to it." rail amidships and broke his leg. After the gale subsided the Amaifi ran into a heavy fog, which lasted two days. By Assectated Free 1

DES MOINES, In., May 7.—A meeting of labor leaders was held late last mass of lee was, it is estimated by Capt, slip being present. After a full discussion it was decided to issue an appeal to the Nnikhta of Labor of America and Canala, asking that each individual member contribute II to Kelly.

JUDGE FITZGERALD BACK.

a heavy fog, which lasted two days.
On May 2, in lat. 43.15, long, 49.10, a gigantic iceberg was sighted. The great mass of lee was, it is estimated by Capt, Kraeft, at least 39 feet high and haif a self and my business. I want to go to the races or to the country or anywhere in less long was sighted.
Capt. Voge, of the Dutch steamer dimercan, which arrived in ballast to day from Esterdam, reports that during a fleree gale on April 24, his vessel lost one blade of her propellior. The gale commeaned on April 24, and lasted two days.

JUDGE FITZGERALD BACK.

OFF FOR ALBANY.

Convention Make a Start. time past, returned to the bench, re- A majority of the delegates to the lieving Jurtice Martine, who has sat through three terms consecutively in venes in Albany to-morrow, left to-day for the State capital, Joseph H. Choate, gantzation. His answer gave the im-According to the assignments, Recorder Smyth continues in Part II, with the May Grand Jury.

According to the assignments, Recorder Smyth continues in Part II, with the Meyer murder trial. Jurge Cowing turns had not been supported by Jurge Pitzgerald, who, as his first duty, awears in and instructs the new May Grand Jury.

Judge Cowing takes Part III, recently valued by Judge Martine, who will take a much needed vacation.

The train scheduled to leave at 12 o'clock and the balance of this point he again interjected a continued and the balance of the same interjected as the same of the same interjected as the same of the sa

a much needed vacation.

No cares of any particular moment are set for this term's calender.

It was expected, would be out of the city by 3.30 o'clock. Many of the dele-MAY BE A THUNDER SHOWER. gates went by the West Shore Railroad. Both railroad companies put on addi-Mr. Dunn Thinks There Will Be tional cars to the regular trains in order to meet the expected demand, but no The rainfall between midnight and 7 o'clock this morning was general all over the Middle Atlantic and N w England States and lower lake regions.

There was a thick fog along the New Mighes at a morning at Albany to might, at which plaus for the Convention will be outlined.

CROKER ASKS FOR RELIEF.

Is This the First Step in His Retirement as Leader of Tammany?

HE WANTS THE WORK DIVIDED.

And Says He Is Tired on Having to Shoulder All Responsibilities.

NO TIME TO GO TO THE RACES.

He Takes a Vacation He Says He Is Criticised.

Richard Croker, who returned from here by another one of those periodical political rumors that he was soon to retire as the leader of Tammany Hall into private life. An "Evening World" reporter called on

Mr. Croker at Tammany Hall and asked him whether the report was true. In reply he said he would make a state-ment that he hoped would set at rest all the talk about his contemplated with "These reports have started from talks

Hall. I have told them what I tell you now, that I desire to be relieved of the many Hall and do my share of the work. I don't wan to do all the work

and be responsible for it.

I have had with members of Tammany

"I have been urging on members of Tanimany Hall to appoint committees for the purpose of relieving me of the labor I have been doing alone, to divide the work and the responsibility." "Will you make that anno

to the Executive, Organization and General committees at their meetings this week?" "No, I don't propose to do so, but I

Lest he should be understood that he intended to resign the leadership of Tam-

"If I go away for rest I am criticised many Hall go away for six months and The May term of the Court of General Delegates to the Constitutional nothing is said about it. I want to have the same freedom and liberty of action the same freedom and liberty of action as other members of Tammany Hall," In reply to a direct question, Mr.

ganization. His answer gave the im-

At this point he again interjected a sentence that was calculated to correct

the leadership.

that his resolve was not of sudden or